

1 SENATE BILL 987

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

3 INTRODUCED BY

4 Leonard Lee Rawson

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10 AN ACT

11 RELATING TO PROCUREMENT; PROVIDING THAT, IN PREPARING  
12 SPECIFICATIONS, THE STATE PURCHASING AGENT OR CENTRAL  
13 PURCHASING OFFICE SHALL NOT INCLUDE ANY SPECIFIC COMPONENT THAT  
14 WOULD LIMIT COMPETITION.

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 Section 1. Section 13-1-164 NMSA 1978 (being Laws 1984,  
18 Chapter 65, Section 137) is amended to read:

19 "13-1-164. SPECIFICATIONS--MAXIMUM PRACTICABLE  
20 COMPETITION.--All specifications shall be drafted so as to  
21 ensure maximum practicable competition and fulfill the  
22 requirements of state agencies and local public bodies. In  
23 preparing specifications, if, in the opinion of the state  
24 purchasing agent or central purchasing office, a proposed  
25 component is of a nature that would restrict the number of

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1 responsible bidders or responsible offerors and thereby limit  
2 competition, if practicable the state purchasing agent or  
3 central purchasing office shall draft the specifications  
4 without the component and procure the component by issuing a  
5 separate invitation for bids or request for proposals or by  
6 entering into a sole source procurement."

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